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IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA

AFFIDAVIT IN SUPPORT OF REQUEST TO PROCEED  
IN FORMA PAUPERIS

DON MARTIN# 184335  
Plaintiff(s)                      ARNOID HOLT  
   SYLVESTER NETTLES  
v.                                   LOUIS BOYD  
   DONAL CAMPBELL  
\_\_\_\_\_  
Defendant(s)

2:05cv982-D

I, DON MARTIN, being first duly sworn, depose and say that I am the plaintiff in the above entitled case; that in support of my motion to proceed without being required to prepay fees, costs, or give security therefor, I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefor; that I believe I am entitled to relief. I recognize that I may be prosecuted for any false statement which I may make herein.

I further swear that the responses which I have made to questions and instructions below are true.

1. Are you presently employed?                      Yes ( ) No (~~\*~~)
  - A. If the answer is YES, state the amount of your salary or wages per month, and give the name and address of your employer. \_\_\_\_\_  
\_\_\_\_\_
  - B. If the answer is NO, state the date of last employment and the amount of salary or wages per month, and give the name and address of your employer. 2/8/91  
\_\_\_\_\_  
\_\_\_\_\_
2. Have you received within the past twelve months any money from any of the following sources?
  - A. Business, profession, or form of self-employment?                      Yes ( ) No (~~\*~~)
  - B. Rent payments, interest, or dividends?                      Yes ( ) No (~~\*~~)
  - C. Pensions, annuities, or life insurance payments?                      Yes ( ) No (~~\*~~)
  - D. Gifts or inheritances?                      Yes ( ) No (~~\*~~)
  - E. Any other sources?                      Yes ( ) No (~~\*~~)

If the answer to any of the above is YES, describe each source of money and state the amount received from each during the past twelve months. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. Docket No. \_\_\_\_\_
4. Name of Judge to whom case was assigned \_\_\_\_\_
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)  
\_\_\_\_\_
6. Approximate date of filing lawsuit \_\_\_\_\_
7. Approximate date of disposition \_\_\_\_\_

II. PLACE OF PRESENT CONFINEMENT LIMESTONE CORRECTIONAL FACILITY  
28779 NICK DAVIS ROAD HARVEST, ALA. 35749-7009

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED BULLOCK COUNTY CORRECTIO  
NAL FACILITY PO BOX 5107 UNION SPRINGS ALABAMA 36089

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME

ADDRESS

1. LOUIS BOYD P.O. BOX 5107 UNION SPRINGS, ALA. 36089
2. SYLVESTER NETTLES P.O. BOX 5107 UNION SPRINGS, AL 36089
3. ARNOLD HOLT P.O. BOX 5107 UNION SPRINGS ALA. 36089
4. DONAL CAMPBELL 1400 Lloyd Street Montgomery Al, 36107
5. \_\_\_\_\_
6. \_\_\_\_\_

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED 8/18/04

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: DISCRIMINATION/EQUAL PROTECTION OF LAW  
14th Amendment U.S.C.A

**INFORMATION REGARDING PRISONER ACCOUNTS**

The Prison Litigation Reform Act, Pub. L. No. 104-134, §804, requires a prisoner seeking to proceed *in forma pauperis* to submit information regarding his prison or jail trust account for the six months preceding the filing of the complaint. This information must be obtained from the appropriate official of each prison or institution at which the prisoner is or was confined within the past six months. This information **must** be certified by prison or jail personnel and **must** include **both** the total deposits made to the prisoner's account each and every month for the preceding six months **and** the average monthly balance in the account each and every month during the preceding six months. Information for **six full months** must be provided.

**CERTIFICATION**

I hereby certify that prisoner Don Martin 184335 has been incarcerated in this institution since August 17, 192004, and that he has the sum of \$ 0.23 in his prison or jail trust account on this the 2<sup>nd</sup> day of September, 192005. I further certify that the information provided below is true and correct.

	<u>Month/Year</u>	<u>Total Deposits Received</u>	<u>Average Account Balance</u>
Month 1	<u>March</u>	\$ <u>150<sup>00</sup></u>	\$ <u>14.02</u>
Month 2	<u>April</u>	\$ <u>0<sup>00</sup></u>	\$ <u>.14</u>
Month 3	<u>May</u>	\$ <u>0<sup>00</sup></u>	\$ <u>.14</u>
Month 4	<u>June</u>	\$ <u>0<sup>00</sup></u>	\$ <u>.14</u>
Month 5	<u>July</u>	\$ <u>100<sup>00</sup></u>	\$ <u>3.20</u>
Month 6	<u>August</u>	\$ <u>2.25</u>	\$ <u>1.41</u>
Current month (if less than full month)	<u>September</u>	\$ <u>0<sup>00</sup></u>	\$ <u>.23</u>

*See attached  
documentation*

Martha Sullivan Art Clerk  
Signature of Authorized Officer of Institution  
Limestone Correctional Facility  
Name of Institution

STATE OF ALABAMA  
DEPARTMENT OF CORRECTIONS  
LIMESTONE CORECTIONAL FACILITY

AIS #: 184335

NAME: MARTIN, DON

AS OF: 09/02/2005

MONTH	# OF DAYS	AVG DAILY BALANCE	MONTHLY DEPOSITS
SEP	28	\$0.26	\$0.00
OCT	31	\$7.59	\$60.00
NOV	30	\$5.77	\$70.00
DEC	31	\$0.19	\$0.00
JAN	31	\$0.19	\$0.00
FEB	28	\$6.04	\$25.00
MAR	31	\$14.02	\$150.00
APR	30	\$0.14	\$0.00
MAY	31	\$0.14	\$0.00
JUN	30	\$0.14	\$0.00
JUL	31	\$3.20	\$100.00
AUG	31	\$1.41	\$2.25
SEP	2	\$0.23	\$0.00